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## SPEECH OF MR. DANA,

OF MAINE.

In Senate, Jan. 12 and 13, 1837.—On the  
Expunging Resolution.

Mr. President: Having so recently taken a seat in this chamber, and having neither inclination nor skill for public debate, I should most gladly have given a silent vote on this subject; but, sir, the citizens of the State which I represent, and my colleagues, have the honor to connect with my name, and have the honor to represent, take a deep and lively interest in this question, and I should be thought remiss in my duty, and regardless of their feelings, were I to remain silent upon it. Maine, sir, is at one extremity of the Union, in a high latitude and cold climate; but sir, she has a fertile soil, immense forests of timber, with her thousand streams to bear it to the ocean; she is a border State, skirted by the dominions of his Britannic Majesty; she has a large territory (if she was permitted to enjoy it) and a boundless seaboard, laden with numberless bays and harbors, filled with ship yards, ships, and co. more;—these lead her citizens to an intercourse with the subjects of their royal neighbor, and by them we are told that we have no Government; that our "King is deposed," that our President has been tried and condemned by our Senate, and that soon we shall come under the dominion of their King. However gratifying this thought may be to some in our Union, it has but few advocates with us. This leads the hardy, industrious, inquisitive citizens of the East to inquire what has our beloved President done? Is it true that the Senate have condemned him? Can it be, that he, who has triumphantly carried us through so many perils, and always been the people's friend, has betrayed us at last? Let us look into it; let us examine the subject! With this inquiring spirit, so peculiar to the people of the North, my constituents will be satisfied with nothing short of a fair and full investigation of the subject, and a just and impartial decision of the same. And that I may more readily come to the investigation of it, and not wander from it, I ask permission to have the resolution of March 28, 1834, read from the desk.

This resolution (in these words, "Resolved, That the President, in the late proceeding in relation to the revenue, has assumed on himself authority and power not conferred by the Constitution and laws, but in derogation of both," holds up the President to the people as an usurper; a violator of that constitution which he has sworn to support.

My first inquiry, Mr. President, is, how was this resolution passed? In what capacity did this honorable Senate act when they passed it? This body has a legislative and Executive character, and, in one instance, and in one alone, a judicial character, viz: the trying of impeachments. Although the Senate has a legislative character, yet it is presumed that this body would act in that capacity only on subjects of legislation. And this surely could not be such; there is no matter on which legislative action could be had. If the President was guilty of a violation of the constitution and laws, if he had committed high crimes and misdemeanors, no legislation would reach him; he must be tried by the constitution and the laws, as they existed at the time of his supposed offence. To me it is clear that this honorable body had no legislative jurisdiction on this subject. Did they then act in their Executive capacity? No, sir; for the records show no such proceedings in the Executive business. He must have been tried, then, by this honorable Senate in their judicial capacity; and this body has the sole power to try all indictments given by the Constitution, and when sitting for that purpose, in their judicial character. The rules of procedure, as adopted December 31, 1801, in this honorable Senate, to be observed in cases of impeachment, require "that at 12 o'clock of the day appointed for the trial of the impeachment, the legislative and executive business shall be suspended," and the Secretary shall then administer the following oaths to the president of the Senate:—You solemnly swear (or affirm) that in all things appertaining to the trial on the impeachment of ———, you will do impartial justice according to the Constitution and laws of the United States; and the President shall administer the said oaths to each Senator present." This clearly shows, Mr. President, the views which this honorable body had heretofore entertained of their own powers, and at a time too when they were cool and dispassionate, and about to exercise their high judicial functions. Here sir, you find a important fact, that the Senate never did exercise their legislative and judicial functions at the same time; they are distinct in their natures, and have ever been so considered by this honorable body, and so exercised by them until the 28th of March, 1834, when, for some purpose, of which I will

not now speak, for the first time, (and God grant that it may be for the last) the legislative and judicial functions of this body, contrary to their own rules of procedure, and in violation of the constitution, were exercised at one and the same time and a judicial sentence is clothed in legislative language. If the object was, sir, to bring a bold offender to justice, why not pursue the legal and constitutional course? Why violate both? But if the object was to exhibit the President as a daring usurper, and unworthy of the confidence of the people, this scheme, this project, would seem to have been the most probable to accomplish it. But it has failed, totally failed.

Again, sir, another rule of this body, adopted at the same time as the former, requires that a summons shall be issued to the person accused, which summons shall be signed by their Secretary, sealed with their seal, and served by their Sergeant-at-arms. This rule also shows clearly that this honorable body never contemplated the exercise of their legislative and judicial functions at the same time. Then, sir, if this position is correct, the sentence of condemnation contained in this resolution is a judicial act, and could only have been done by a judicial tribunal.

Again, sir, it is the right of the accused to have the offence with which he is charged, clearly set forth, and to be duly notified of the time and place of trial; to have an opportunity to appear before this august tribunal, hear the allegations and proofs against him, and confront his accusers, face to face, and then to make his defence. Now, Mr. President, let me ask, when the chief Magistrate of this nation was condemned, in the resolution proposed to be expunged, did this body suspend legislative and executive business? Did they organize themselves as a judicial tribunal? Did the President of the Senate take the above oath prescribed by the rules of this honorable body? Did he administer the same to the Senators present? Was the accused furnished with a full and clear description of the charges brought against him? Was he notified of the time and place of trial? Was he permitted to face his accusers? If not, then, sir, permit me to ask, has he been tried by the rules prescribed by this honorable body? No, sir, he has been tried and condemned for a violation of the constitution and laws of his country, which he had sworn to support, contrary to our own rules—rules which this body had adopted for the trial of such offenders as he is accused of being.

Mr. President: Having shown that the President was tried and condemned without form, I will now inquire if he has been tried according to the provisions of the Constitution and laws of our country? In what cases, let me ask, can this honorable Senate act in their judicial capacity? Let the constitution answer. "The Senate shall have the sole power to try all impeachments," and that instrument conveys to this body no authority to try except in cases of impeachment. Here is the extent of our power, and here is our authority limited. Yes, sir, we can try impeachments, and impeachments only; but, sir, can the Senate originate impeachments? No, sir, they cannot. The constitution has declared, in so many words, "that the House of Representatives shall have the sole power of impeachment." Have they exercised that power? Have they accused the President of "assuming on himself authority and power not conferred by the Constitution and laws, and in derogation of both?" Have they impeached him for so doing? Where is the evidence of it? Have they notified the Senate of such impeachment? No, sir, they have not done it. The impeaching power has never acted in this case. They have not accused the President of any offence whatever. When, then, sir, I ask is our jurisdiction? We have no power until the House, the accusing power, have impeached; none at all; not the shadow of any jurisdiction. Can it be, sir, that without even the forms prescribed by this honorable body, without an impeachment, without an accusation of any kind, we have assumed jurisdiction, tried and condemned the President of the United States for a violation of the Constitution and laws of his country? And shall this resolution remain on our journals, or shall it be expunged? Can this be done? Has the Senate a right to do it? There is no rule of more general application than this. The power which creates can destroy—the power which puts up, can put down—and why should not this rule apply as well to records as to all other cases? Unless, sir, it should be a record of *tested rights*, and which we have been so highly entertained; and I cannot perceive that there are any *tested rights* contained in this resolution. I thank the accused will claim none in this case.

I apprehend, sir, that every legislative, executive, and judicial body, have a right to alter, strike out, insert, erase, correct, and amend their records. It is an inherent, essential power, without which such bodies cannot exist, and transact the business. Is there a time limited, within which such alterations and amendments should be made? If so, when is the time? A day? a month? a year? In the history of records, no such limit is fixed. I trust, then, sir, such alterations may be made at the time deemed most proper by the body to which they belong.

If, then, sir, such bodies have their records under their own control, why may they not *erase, blot out, expunge*, at pleasure? Is there any particular form or manner in which this shall be done? None. Then, sir, if there is no particular time limited for doing this, nor any manner prescribed in which it must be done, the time when, and the manner of doing it, are at the pleasure of the bodies to whom the records belong. If, then, we have the power to expunge this resolution, is it expedient so to do?

JANUARY 13.—Mr. President, in the remarks which I had the honor to submit, yesterday, on this subject, I endeavored to show that the resolution now proposed to be expunged, was unconstitutional and informal, and that the honorable Senate had a right to amend, alter, correct or expunge it at such a time and such a manner, as they should think proper. If Mr. President, I have succeeded in this; one question only remains to be discussed, viz: is it expedient to expunge the resolution? In reply to the honorable gentleman from Kentucky, (Mr. Crittenden,) I would say, I would not expunge it merely because the Senate have the power so to do, nor from party motives, nor for the triumphs of party, but from a solemn sense of duty I owe to the country, to the President, and to the honorable Senate of the United States. I would expunge it, sir, because the resolution bears on its face a contradiction, judicial sentence found on a legislative journal; and no evidence that it came from a judicial tribunal. It is a *sub generis* case—it is a *bulwark* on judicial trials—it has no parallel: the like is not to be found in the annals of our country. No, sir, not even the trials among our pilgrim fathers at Salem can compare with this case; their fanaticism triumphed over right, and the innocent fell victims to the prevailing delusion; but even there the accused enjoyed privileges, of which the President was denied. The accusations were known to them; a time and place of hearing was assigned, and the accused had an opportunity of confronting the accusers and his witnesses face to face, and the trial was held before a competent tribunal.

These trials, which cast so much reproach on our Union, bear no comparison to the one under consideration. Nor does this sentence in the resolution, bear any comparison with the summary judgment and execution of that relentless tyrant who stalks through our streets, carrying in his train terror and dismay. There, sir, public indignation burst forth with fire (ever to be dreaded), but soon subsiding. Here, sir, the worm the *canker-worm*, is at the heart of the constitution. Yes, sir, in this hall, this citadel of the constitutional rights; in this temple, within the veil, the judicial crime has been stained, the Constitution violated, and a blot cast upon our national escutcheon; a blot which many waters cannot wash out, nor many years efface. What then shall be done? Let us expunge the resolution. Not sir, because it detracts from the character of the President, or will in any way effect it. His reputation, his fame is imperishable. He lives in the hearts and affections of the present generation; and history will place him beside the Founder of our Republic, and after ages will hail him as the savior of his country. ANDREW JACKSON has no equal, his whole life is a miracle. See him in youth, in a strange land. Examine him in every stage of his existence, and we are impelled to exclaim *wonderful man!* reared by Providence to guide the destinies of his country, and to exhibit the perfection and moral grandeur of human nature. I am not clear, sir, but it was necessary to the perfection of his character that he was thus condemned by this resolution.

If this resolution had not been passed, his masterly answer, one of the proudest monuments of his fame, would never have been seen. Like the oak, which has withstood the blasts for years, it must endure the fury of the whirlwind and the tempest, be one it can become the king of the forest. That answer, sir, like its author, was doomed to undergo the most violent attacks, the loudest aspersions. It was even denied a place on the files of the Senate, and like its author, too, it gained admiration wherever it was known. I said, sir, that Andrew Jackson stood alone. Where can you find his fellow? Look among the sovereigns of the earth. Look where you will, and you look in vain. Go to the records of the mighty dead, and where will you find his equal? Shall such a man stand condemned on the records of this honorable Senate, unaccused and unheard? "Tell it not in Gath!"

Again, sir, I would expunge this resolution lest it should be considered as precedent. If, sir, it is permitted to remain, at some future period of great excitement, when passions and prejudice shall triumph over reason, and the Constitution shall be made to subserve the purposes of disappointed ambition—when a President less powerful than General Jackson, shall be in the way of Presidential aspirations, we may see the same scene of March 1834, acted over again; and the power of the Chief Magistrate broken, and a bad branch of the Government prostrated at the feet of *its*. Then, sir, I hope our Government will be ended, and the hope of civil liberty be extinguished. Far, far

Another reason, sir, why I would expunge this resolution is, because it violates a vital principle in our Constitution, and destroys one of the dearest and most important rights we possess, viz: a full, fair, and impartial trial; and because, sir, the Chief Magistrate of this nation—one who has done more for it than any man living—yes, the very man "who has filled the measure of his country's glory,"—has unjustly and unconstitutionally been deprived of this privilege, one to which the meanest citizen is entitled, and has been condemned without a hearing. And again, sir, I would blot out this resolution from our records because the American people have pronounced judgment against it; and not only they, but the people of both continents have done it. Nor is this all, sir. The resolution is derogatory to the character and dignity of our Government, and violates the great principles of our national compact. A duty we owe ourselves as a co-ordinate branch of the Government, requires that we should not suffer this resolution to remain on our records. It is an open, bold and unprecedented attack made by this branch of our Government upon the Chief Executive; an act which, had it been successful, must have prostrated our constitution, destroyed our Government, and laid our institutions of civil and religious liberty in the dust. Then, sir, let me say to this honorable body, as we value these rights and privileges, as we respect our own characters, and the high reputation of this Senate—let us at once blot out this stain.

Mr. President, one word in reply to the honorable gentleman last up, (Mr. Crittenden,) and I will weary your patience no longer. Sir, we were yesterday admonished of our duties, and the sacredness of our oaths, and cautioned not to violate them in expunging this resolution. I trust, sir, that we are not unmindful of the obligations, resting upon us, nor indifferent to the manner in which we perform them. And in turn, let me, sir, remind that honorable Senator and those who act with him, that the same Constitution which he would so carefully guard, expressly provides that the House of Representatives shall have the sole power of impeachment. And let me further remind him and his friends, that the House of Representatives never have impeached President Jackson, and yet he stands condemned by this resolution. Where, then, is the Constitution, and where the sanctity of oaths, by which it is guarded? Again, sir, the honorable gentleman more than intimated that the vindictors of the President's character were his worshippers. Sir, it is too late to begin now to worship him; it is more natural to worship the rising sun; and appearances indicate that the honorable gentleman and his friends have already selected their object of adoration. As to myself, sir, I have no inclination to worship Gen. Jackson. I have no personal acquaintance with him; have seen him once, and once only, and for five minutes. I have never received any appointment or favor from him, and never expect so to do; yet I esteem him one of the greatest of men, and purport of patriots; and rely upon it that the page of history which shall record his deeds, will be read with enthusiasm through all coming time. His contemporaries will go down to posterity with him. His roadsters will gather lustre from his fame, and his revilers, though they may not bask in the effulgence of this great luminary, yet they may continue to be seen as spots upon it, like the spots which bedim the great orb of day.

Mr. President, I am thankful that I have had an opportunity of expressing the views and feelings of my constituents together with my own, and notwithstanding the awful consequences predicted by the gentlemen opposed to expunging this resolution, yet, sir, I have none of those fears; none at all; but shall esteem it the best act, and one of the happiest days of my life, should I be permitted to record my name in favor of expunging this resolution.

If Mr. President, in my remarks submitted, I have deviated in any thing from the ordinary course of discussion, I trust some apology will be found in the novelty of my situation; never having been a member of any Legislature until I had the honor of a seat in this body.

Surplus Revenue.—It has been remarked by many writers that the national debt of Great Britain is a blessing to that nation—by producing a mutual dependence between the government and the people—by placing it beyond the power of either to act independently of the other, without suffering certain consequences which both are desirous of avoiding—the loss of credit on the one hand, and the loss of credit on the other. If a national debt—when the debts are due to the subjects of the government—is a blessing—what must a national government—wealthy or not—be? In proportion to the amount of wealth that is placed in the hands of government, will it be in the power of the chiefs of government to trample upon the laws, constitution and rights of the people, and oppress them. It would only be necessary for the chief of government to have command of the treasury of the nation (or about seven tenths of the country) in order to rule the nation from Maine to Georgia with absolute and irresistible power. Yet under the

present circumstances of the national revenue, we are rapidly approaching to this crisis. In the first place, the treasury of government is becoming very rapidly filled by the natural accumulation of revenue from the sale of public lands and the profits of the tariff. In the second place the capital thus collected is constantly augmenting in the ratio of compound interest—so that in a few years, according to the present rate of increase, the interest itself will far exceed the expenses of government. The national wealth or rather the surplus revenue will thus go on increasing by a geometrical progression, until, unless some immediate remedy is adopted, the whole of the wealth of the country will be at the mercy and at the disposal of the chief officers of government. Vain, at that time, will be all the efforts of the people to preserve their rights. The whole country being sold to government—the people of all classes will be nothing but *serfs*—and they cannot help themselves, for their very livelihood will depend on their obedience. All the talent in the nation will be under the pay of government, and the people will in this manner be ruled even while they think they are ruling. All the States, being indebted to the general government for the repeated loans which they had received as their share of the surplus revenue, will be interested, in order to save themselves from bankruptcy, to join in all the measures of the general administration. The States will thus be rendered the mere vassals of the general government; and all our political power will be swallowed up in one great mammoth despotism—whose power is derived from wealth. In this way, by the accumulation of surplus revenue, and by its distribution among the States—as a loan—this country may owe its final ruin.—[A. Post.]

OFFICE SEEKERS vs. OFFICE HOLDERS.—It cannot be expected that these two classes of men can have much good feeling towards each other, especially if the ins are mercenary and suspicious, and the outs are clamorous and unprincipled. Office holders are sometimes bad enough in all conscience, and deserve to have the motive principle applied to them by the people; but deliver us from restless, scheming, self inflated, meddling, disorganizing and unhappy office seekers. In the long catalogue of nuisances which every community are called upon to endure, we know of none to be compared to the inveterate office seeker, who fastens upon society like consumption upon its victim. At times he will flatter, then threaten, and if neither cajolery nor intimidation will answer his purpose, intrigues, plots, chicanery and gun-games come in play. Misrepresentation, fraud and abuse are the artifices of the office seeker, while at the same time he is the most radical democrat, and flaming patriot in the world. Your office seeker will promise to reform a thousand abuses, rectify all mistakes, cut off all extravagances, purify society, and do every thing else but work miracles. In the pursuit of his supreme object of worship, Office, this character toments like a bottle of small beer, a good representation of himself; and the croaker, busy body and mischief maker, contrives by hook or by crook to disturb the peace of every one about him, and embroil a whole community—Friend is arrayed against friend, one section and interest against another, prejudices and ill will are provoked and disensions fostered, for the very laudible, disinterested, and patriotic purpose of getting an office which the people choose to fill in a quiet manner in their own way, with a candidate of their own selection. Reader, make your own application of this subject.

Desperation. An unsuccessful attempt has been made to rob the Bank of France. Two men placed themselves in a passage through which the cashiers passed with the specie or bank notes necessary for the day's transactions. They seized upon one of these officers, who had 200,000 francs in notes, enclosed in a box and attempted to put a pitch plaster over his mouth. He contrived, however, to give an alarm, upon which the robbers attempted to escape. One of them succeeded—the other was arrested and brought into one of the offices, where, while the officers were searching him, he seized a pistol and blew out his own brains.

The Legislature of New Hampshire adjourned on the 14th inst. An act was passed for the suppression of bank notes of a less denomination than \$3.

LEXINGTON, (Ky.) Jan. 6.—Gen. Santa Anna left this city yesterday, on his way to Washington city, accompanied by Col. Almonte, of the Mexican army, and Colonels Hookley and Patton of the Texas Army.

By the last accounts from the West, the Ohio and Missouri river were both so full of ice as entirely to interrupt navigation. The Cincinnati Gazette of the 7th inst. says, "The pork business is in great activity, the price ranging from six to seven dollars per hundred, according to quality. Flour rates at about \$7.50 per barrel." Butter is quoted in the St. Louis papers at 50 cents a pound.



From the Boston Statesman.

Washington City, D. C., Jan. 14.—I had the good fortune yesterday to witness one of the grandest displays of eloquence that has been known to the Senate, since the great battle between Webster and Haynes. The subject under discussion was Mr. Benton's Expunging Resolution. Mr. Dana, of Maine, opened the debate, in a very modest and sensible support of the resolutions, and in a well directed argument, in answer to Mr. Crittenden, of Kentucky. He was succeeded by the fair-haired Preston, of South Carolina, who spoke in reply to Mr. Dana, and also at large upon various topics which he chose to consider as connected with that expression of his feelings which he could not subdue. He disclaimed argument, and gave vent, to what, in mock gravity, he dignified as his emotions. His language was pretty, his allusions somewhat classic, and a little sarcastic and tantalizing withal, but his manner was exaggerated and palpably theatrical. In the course of his exhibition he thought proper to denounce the proceeding as the funeral procession of the Constitution, and the majority of the Senate as hangmen; talked of the executive throne, idolatry, incense and purifying fire; in his fertile imagination, he hung the Senate Chamber in black, filled his own breast with gloom and despondency, and made all his friends mourners, *volens volens*. In addition to all this solemn mockery, he thought it prudent to pretend to weep over the melancholy position of his native State, Virginia, and presumed to lament that she had so degraded as to humiliate and debase herself at the feet of Executive power! He seemed to obtain, indeed, the sympathy of his friends, and they tried to keep up the solemn mockery, by distorting their faces into the images of black despair. But this tragic farce produced different sensations in the minds of those who have stood by the venerable President through this disgraceful proceeding. Even I, a mere "looker on in Venice," felt my bosom glowing with sentiments of the utmost indignation. I felt that the moment demanded some power present that should annihilate, at one blow, at one scorching application, the whole effect of this insulting and exaggerated display. O that I could have had the opportunity and possessed the power! But where was it?

The gentleman from Virginia, the clear, the earnest, the pertinent, the forcible, the quick and sagacious Rives was upon the floor in an instant, and in one continued, fluent, powerful burst of feeling and honest indignation dissipated the illusions of oratorical display, and tore away and utterly demolished the funeral tinsel which had been thrown over the subject, and exposed it in the naked, palpable light of a just, legal and constitutional transaction. He was not to be intimidated by denunciation, nor would he look to the gentleman from South Carolina for an interpretation of Virginia principles, for if they were subject to the measures of a nullifier, he renounced them forever. He could inform gentleman that he too had a conscience, and felt a duty, which every just consideration urged him to discharge, fearlessly, in voting to expunge the obnoxious resolution from the Journal of the Senate. He hoped his friends would not permit themselves to be ridden over and crushed by aristocratic arrogance and denunciations, coming from the overshadowing power of the monied interest; he did not believe that society should be horizontally, the upper portion oppressing the lower, but the divisions are vertical, and men stand side by side, parallel with each other, and upon the footing of equal rights and equal privileges. He was unwillingly forced into this debate in self-defence and in vindication of Virginia. He had intended to be silent upon the subject, because enough had been said, argument was exhausted, entirely exhausted. But he was compelled to assert that, however unworthy the representative might be, Virginia, the ancient Commonwealth and the mother of Men, was Virginia still, and he stood up to attest to the rectitude of her course and principles, past, and present.

Mr. Preston immediately rejoined, in a manner, to be sure, intemperate. Though very mild he was tantalizing in the extreme. But he was obliged to resort to his usual *forte*, words, imagery, action and pompous exaggeration. He said Mr. Rives's passion had given birth to a rabble of ideas, and like the ink-fish, he had spouted around him the disagreeable atmosphere created by recollections of the Bank, and carrying the war into Africa, he had pressed into service the "raw head and bloody bones of nullification." Did not that rattle in Mr. Preston's breast? But he would not try to convince; the argument, he agreed, was exhausted, and he had uttered feelings which he had tried to school and suppress. Proceed, gentlemen.—This is *hangman's* day. Proceed to your office; do execution—the executioners are here; the awful moment has arrived. Execute what? O the poor Constitution. But draw your black lines; engrave them on the wall, and there, like the handwriting at Belshazzar's feast, let them frown upon every attempt to oppose executive usurpation. Tear out the leaves; carry them to your idol; show him the expunging lines, burn the records, and let the incense greet his nostrils. Will gentlemen, like eastern idolaters, sacrifice themselves? Oh, no; immolate the Constitution. Proceed. Do execution; the sacrifice is ready—posterity will remember ye! Mr. Rives again took the floor. He had evidently mastered his excited feelings, which no doubt every friend of the administration present shared with him, and proceeded to his point with a fluency, clearness, directness and force, that seemed perfectly irresistible. He presented to the Senate and its crowded and almost breathless lobbies and galleries, the most perfect and beautiful specimen of genuine, statesman-

like eloquence, that my mind can possibly conceive of. To say the least, I cannot wish to see a better. The views were so comprehensive, the tone so elevated, the feeling and expression so honest and pure, so direct and distinct, the manner so unexceptionable, the force and reasoning so irresistible, that my own wishes were completely satisfied; for it surpassed my anticipations, and I felt proud to glory in such a triumph of truth over exaggeration, of principle over faction. I rejoiced that it had been my good fortune to see William C. Rives of Virginia, the honest supporter of the Constitution, and sincere friend of the people, stand in that elevated and proud position, realizing to me

The "Hamptons, struggling in his country's cause, The first and foremost to obey the law."

The manner in which he retorted upon his antagonist for the sarcasm intended by the reference to the Bank, was admirable and justly severe. He was accused of introducing this stalking horse, as if to frighten children! "Sir," said Mr. R., "if gentlemen will study the history of events which have led to this present exhibition, and examine the subject, in every aspect they will find the Bank of the United States is in truth and reality one of the most important of the *dramatis personae* in this farcical tragedy which the gentleman's exaggerating fancy has conjured to our view." And so indeed it will appear when recurrence is had to the ultimate cause of these proceedings, to wit: the removal of the deposits.

But it is in vain to dwell upon this noble effort—I cannot do it justice. No published account of the scene can describe it, or impart one half of the interest it absorbed. Those who witnessed it will remember, with lively satisfaction, a moment calculated to render one proud of his nature, as it exhibited the grandeur and power of the human intellect, in its fullest excellence, and employed in the noblest cause.—Mr. Rives is one of the strongest men in the Senate. He is about forty-five years of age, of small stature and of a light but firm frame.—He is quick, but easy and dignified in his movements, and very industrious. His face seems studious and thoughtful; his eyes are dark, and his eye-brows black and dense, and so constantly knit that one might suppose that he possessed a sour temper. Far from it. He is personally invulnerable. He possesses a most amiable and benevolent heart, is perfectly courteous and respectful in debate, and his manners are most urbane and gentlemanly. He has an acute and sagacious mind—is honest and sincere in his conduct—a safe politician and a most useful man. His power and practice of concentrating all his faculties upon the point in discussion, furnishes an eminent contrast to many politicians who are addicted to wandering into every thing else but the subject matter of debate.—Unless Mr. R. meets some untoward fate, I predict for him the highest honors of the Republic.

#### Twenty-Fourth Congress, SECOND SESSION.

Thursday, Jan. 26.—In the Senate, among other petitions presented was that of Gad Humphreys, by Mr. Dana, of Maine.

The land bill was further considered, and postponed to to-morrow.

The bill designating and limiting the funds receivable for dues by the United States, was taken up, and ordered to be engrossed. This bill prohibits the reception of bills on banks which issue bills of a less denomination than five and ten dollars.

In the House, a message was received from the President of the United States, with accompanying documents, in relation to the condition of the relations between the United States and Mexico, and with certain information in relation to the condition of Texas. It was moved they be referred and printed. Mr. Boyd moved to amend the motion by adding instructions to the said committee to report a resolution acknowledging the independence of Texas. Pending this question the House adjourned.

Friday, Jan. 27.—In the Senate, Mr. Wright introduced a bill altering and amending the bills imposing duties on imports. Mr. Wright stated that the amount to be reduced by this bill was about two millions and a half, of which the abolition of the silk duty alone would be a reduction of half a million. He laid a statement on the table in which the rates of duties were based. The bill was read twice and made the special order of the day for Thursday next.

The bill designating and limiting the funds receivable for the revenue of the United States, was taken up on the question of its passage, when Mr. Benton opposed it in a speech of considerable length.

In the House. After the usual morning business, the unfinished business of yesterday, being the bill introduced by Mr. Bell, to secure the freedom of elections came up. Mr. B. had given way to several gentlemen who wished to bring in reports from committees. Mr. Jarvis of Maine, then rose and drew the attention of the House to a bill which he wished to introduce, for the enlistment of boys into the naval service of the United States. Mr. Bell rejected. Mr. Jarvis was surprised that the gentleman from Tennessee should object. That gentleman had submitted a proposition which he must know could lead to no public good, and only to the gratification of his own private feelings.

Mr. Bell. IT IS FALSE.

The Chair. "Order! order!" "Order! order!" was echoed from different parts of the House. Deep silence prevailed for some minutes, after which Mr. Jarvis said he had no answer to make.

Mr. Mercer, of Va. appealed to Mr. Jarvis to repeat the words he had used, so that the House might judge of the extent of the provo-

cation, as well as the retort. Mr. Jarvis would not retract nor say one word until the language which had been applied to him should be withdrawn. After some minutes silence, Mr. Mercer offered a resolution that the gentleman from Tennessee and the gentleman from Maine having used warm words, should be called upon mutually to give pledges to the House, that they would not prosecute any quarrel growing out of them. Before the question was announced on this resolution, several members rose successively, and gave explanations of the language which they understood Mr. Jarvis to have used. Mr. Bell said that the language used by the gentleman from Maine, was of a character that produced the impression on his mind that it was intended to impeach his motives and to insult him, and that, under that impression, he had used the strongest language to repel it. He said, that if the gentleman would declaim any intention to impeach his motives, or insult him, he would withdraw what he had said by way of retort.

Mr. Jarvis made no answer.

Several members successively addressed the House and appealed to Mr. Jarvis to withdraw or explain his language.

In reply to a call upon Mr. Bell, Mr. Peyton said that his colleague had voluntarily stated that if the gentleman from Maine did not intend to impeach his motives or insult him, he would very willingly withdraw all he had said by way of retort, and that he (Mr. P.) now repeated that statement on behalf of his colleague.

Mr. Bynum and other gentlemen, called on Mr. Bell to make a withdrawal of the language he had used, so as to permit the gentleman from Maine to make an explanation.

Mr. Peyton said that his colleague had already made a conditional withdrawal of his remarks.—He wished to know whether Mr. Bynum, or any other gentleman, was authorized by Mr. Jarvis to state that he did not intend to insult Mr. Bell? If so, Mr. Peyton continued, the matter is at an end—all the offensive remarks should be instantly withdrawn—and then the conditional withdrawal should be made unconditional.

Numerous motions were made to adjourn, but these motions were successively defeated.

After much desultory conversation, in reply to a call from Mr. Wise, Mr. Jarvis said he would make an explanation if the gentleman from Tennessee would withdraw the offensive epithets even for a time, so as to allow him to state what he did say.

Mr. Wise then said the expression was suspended for that purpose.

Mr. Jarvis said that he meant that the debate on Mr. Bell's bill could have no effect but to gratify personal feeling—but he did not intend an allusion to Mr. Bell particularly, nor to impeach his motives in any way whatever.

Mr. Wise then said that with this explanation, he thought his friend, Mr. Bell, ought to be satisfied, and he therefore withdrew the offensive language.

Saturday, Jan. 28.—In the Senate, As soon as the Journal had been read, Mr. Van Buren rose, and took leave of the Senate, in the following address.

SENATORS

The period is at hand which is to terminate the official relation that has existed between us, and I have probably never to return it—a body with which I have been long connected, where some remain whom I found here 15 years ago, and where, in the progress of public duties, personal associations have arisen never to be forgotten. From such scenes I cannot retire without emotion.

Nor can I give to the Senate the usual opportunity of choosing another to preside for a time over their deliberations without referring to the manner in which I have endeavored to discharge a gratifying and honorable trust connected with the office to which my country called me.

Entering upon it with unaffected diffidence, well knowing how little my studies had been directed to its peculiar duties, I was yet strengthened by the determination then expressed so to discharge the authority with which I was invested, as "best to protect the rights, to respect the feelings, and to guard the reputation of all who would be affected by its exercise." I was sure, that if successful in this, I should be pardoned for errors which I would hardly expect to avoid.

branch of our government entrusted with such extensive powers, and designed by our forefathers to accomplish such important results.

Indulging an ardent wish that every success may await you in performing the exalted and honorable duties of your public trust, and offering my warmest prayers that prosperity and happiness may be constant attendants upon each of you along the future paths of life, I respectfully bid you farewell.

Mr. Van Buren then retired, and the Senate proceeded to ballot for a President pro tem.—The ballots being deposited there appeared to be 38 votes given, 19 necessary to a choice, of which Mr. King, of Ala. had 27, Mr. Southard 7, and the others were scattering. Mr. King of Alabama, was therefore declared to be elected President pro tem, and he was conducted to the Chair by Mr. Benton.

The President pro tem then addressed the Senate.

The following resolution offered by Mr. Benton, was introduced and adopted.

Resolved, That the Senate cordially reciprocate the sentiments of personal kindness expressed by the Vice President towards the members of this body, on taking leave of them, and that the thanks of the Senate be presented to Martin Van Buren, Vice President of the United States, in testimony of the impartiality, dignity and ability, with which he has presided over their deliberations, and of their entire approbation of his conduct in the discharge of the arduous and important duties assigned him as President of the Senate.

The bill prescribing and circulating the funds receivable for the revenue of the U. S. was farther considered.

#### OXFORD DEMOCRAT.

Paris, February 7, 1837.

A very large meeting has been held in Portland, to take into consideration the present high price of flour and the causes that have produced it. From the statements made it would appear, that the supply now on hand, which is amply sufficient to satisfy the wants of the community, is held back by speculators in N. Y., who are the owners, for the purpose of raising the price to about 100 per cent. above what it cost them. A just and honest indignation is manifested by the citizens of Portland towards those who are thus striving to take bread from the mouths of the poor for the purpose of putting money in their own pockets. The meeting passed resolutions to abstain from the use of flour until the price shall be reduced to \$10 per barrel. They have raised a committee to notify the owners in New York that unless the price is reduced the flour had better be re-shipped.

In Manchester, we are informed that similar proceedings have been had, and the people there have resolved to abstain from using flour until the price is reduced to \$5 per bushel.

A similar feeling is manifesting itself throughout the country on this subject, and a determination expressed to abstain from the use of flour until there is a considerable reduction in the price.

If these resolutions are persevered in, the object in view will, we have no doubt, be speedily accomplished. The rage for speculation which for some years past has been so rife among all classes, has extended itself to all objects. But there are some things it had better not meddle with. A hungry man is a desperate and sometimes unreasonable. His patience is soon exhausted, and he is apt at times to be rash and even violent. If there is an absolute scarcity, the buyer must expect to pay a higher price for the article. But if the scarcity is a fictitious one, produced by monopolists, and if the necessities of life are withheld from the market for the purpose of extorting extravagant profits from the consumer, those who deal thus must expect the indignation of the community. We have heard but a single voice in favor of the monopolists and that is the Augusta Age, which appears to be concerned that the owners of the flour should have money if compelled to sell at the price fixed by the meeting at Portland. It therefore suggests that in order to be consistent, the meeting ought, when there is a large supply and the price low, to raise a subscription to indemnify the seller against loss. Now we do not understand the wishes of the citizens of Portland or any other place to be, that the owners of flour should sell at such prices as will ensure them a loss, but on the contrary are willing that they should receive a handsome profit. And if accounts are true they would do this in selling at \$10. Public sentiment is too strong on this subject to be successfully resisted for any length of time. The mechanic or the laborer (and we might add the professional man or the body policy lawyer) whose wages remain the same or are but slightly increased, is compelled to pay double for all that he buys. This state of things cannot last long and ought not to. There must be a corresponding rise in the price of labor or a fall in the price of the necessities of life. Something must be done and that shortly.

We stated last week that the whole road from this place to Fryburg was indicated. We have since been informed that there was an exception of the Town of Sweden, the roads in that town having been well and actually broken out by the use of the triangle.

We have carefully looked over the proceedings of the Legislature of this State for the last week, but do not find anything in them which would be of special interest to our readers. Two members claiming a seat from Hamilton district have both been rejected by the House. The seat of government question, does not appear to be yet finally disposed of, and we are not that those opposed to a removal will, evade submitting the question to the people.

In Congress, we notice little of general interest except the passage of the expunging resolution and the admission of Michigan. The former has exacerbated the whig party beyond all bounds of moderation. They cannot find language bad enough in which to express the malignity of their feelings. They denounce and abuse in the most unmeasured terms, the Senators who voted for the resolution and the people who elected them. They are striving hard to render themselves ridiculous as well as unpopular.

We have it as that no reduction of the Tariff will be effected this session.

Joseph G. Cole, recently appointed Clerk of the Courts in this County, was qualified and entered upon the duties of his office yesterday, February 6, 1837.

#### A CALUMNIATOR EXPOSED.

We understand it has been satisfactorily ascertained that H. W. Paine, a member of the House of Representatives from Hallowell, is the author of the base, lying, and infamous attack upon the Speaker which appeared in the Gazette of the 18th ult. Mr. Paine may consider himself more indebted to the forbearance of the House, than to his own acts, that he is not expelled from a body to which, (if he is the writer of that letter,) he has proved himself a disgrace.

We lament having occasion to speak thus harshly of any individual—but we owe a duty to our political friends, from the prompt performance of which it does not become us to shrink.—Portland Argus.

From a Correspondent of the Evening Post.

Washington, Jan. 17th, 1837.

At a late hour last evening the Senate reversed the decree of the House of Representatives against the patriot Jackson, passing Mr. Benton's expunging resolution by a vote of 24 to 19. Judge Parker, of Virginia, and Mr. King of Georgia, were sick and absent. The proceedings on this occasion of right-ous retribution, were interrupted by some silly people in the gallery, who based on the announcement of the vote. They forgot that the day has gone by for the saving of the capital by the cracking or hissing of gongs.

One of the "Bank Ruffians," as Colonel Benton called the disturbers of this solemn tribunal, was brought to the bar, exposed to the indignant gaze of the spectators, and then suffered to go to those who probably sent him there.

One more triumph is to come. Taney, the other martyr to Senatorial vengeance for republican integrity, will ere long sit in the midst of a full bench of the Supreme Court, in the supremacy of intellect and acquirements, robed in the mantle of the illustrious Marshall, receiving the *si vis robis placet* of Daniel Webster, who, arguing constitutional causes. Then, wisdom and meekness, joined to integrity, will be looked up to in the person of Roger B. Taney as the present and presiding genius of the highest court in which justice is administered to a grateful people; then, my word for it, this people will rejoice in the firmness of Andrew Jackson, and in the wisdom of that Senate who confirmed his nomination of Chief Justice Roger B. Taney.

The following account, says the Eastern Argus, of a scene which took place before Mr. Garland's investigating committee, on the 23d ult., is going the rounds:—

"At the close of a series of sifting questions, Mr. Peyton inquired if he [Mr. Whitney] had not applied for, and been refused his present appointment by Mr. Secretary Taney. He refused to answer this, as well as the other questions, and remarked that he would not answer that member, who had already stated that to the House, which he, Mr. Whitney, had subsequently declared to be a falsehood, the proof of which he then and now challenged. Mr. Peyton, irritated, drew a pistol, and said he was a scoundrel, but was prevented from treating him with violence. The committee ordered Whitney to withdraw; he did so. After which, the committee passed a unanimous vote of censure upon him. He was then recalled, and made a humble apology, expressed his regret for having insulted them, &c. Mr. Peyton told him to behave himself in future, for on the slightest insult further, he would shoot him on the spot."

Ten to one Peyton is a great coward—we never knew a man who was not, carry a back-load of pistols and dinks. We dare say that Whitney had spit in his face, he would have done nothing but bluster—he would not have dared to draw the pistol—he was so ready to draw.

Presidential Election.—The official canvass of the popular votes at the late Presidential election has been received from all the States.—Mr. Van Buren's popular vote is greater by 54,415, than that given to any previous candidate for the Presidency. In 1832, Gen. Jackson's aggregate vote was 707,217; Mr. Van Buren's now is 761,682. It is greater also by 168,120 than the aggregate vote for him as Vice President in 1832.—Age.

Mr. Wise's resolution was adopted yesterday by the House of Representatives—yeas 165, nays 9. The opposition tried to escape from it. The previous question was demanded. Nearly all the opposition voted against that motion. Mr. Vanderbilt made some excellent remarks on the occasion. Wise complained that there would not be time for the inquiry—and yet he was absent for weeks, his resolution pending; and the consideration of it postponed in consequence of his absence. More of this anon.—Globe.

Trial of Stover Rines et als. for Conspiracy.—We learn by a Bulletin from Jerome's News Room that Charles Burlingham, John T. Howard, Stover Rines, William Turner, laborers, and Mary Ann Rines and Sarah Lane spinners, all of Orono, have been indicted for a conspiracy against Julia W. Rines, wife of Stover Rines, one of the defendants, and are now undergoing their trial before the Court of Common Pleas at Bangor. The act is alleged to have been committed in December last. It appears from the indictment that Rines wished to get divorced from his wife in order to marry some other person, whose name does not yet appear. To effect this purpose it was agreed among the defendants to charge the complainant with having committed the crime of adultery with Burlingham. This crime was de-

clared to have taken place.

The case was called on by the Jury empanelled for the trial of the case. John Appleton Esq. was called on by the Court to read the indictment. It was read and the jury returned a verdict of acquittal. It was a case of adultery and was a case of adultery.

The disposition of the case was that the jury should consider the most come before our eyes. We have in discharge of a democratic propriety of the whole.

In the disposal of our population the "rich and the poor" are assessed on the same scale. We wish to be preserved in the quality in collection out to perfect equity. The projects of what the Whigs call the honesty to call the various as the investment in itself can do commingling of light outlay will swarm merous as the plague will prove equally sick with every day or than wild land States is filled.

For the stand we received denunciations and professions we have been held opposed to Internal plan which shall a resources of our State should keep a parker in it also see clearly great Rail Road from objection to their own responsibility, speed, and hearty which would accede of their desires.

Related parties to in from a very right side is to be taken into stand backer for in a day to the people no idea of "a king" We would place in which should direct screen itself from We oppose all such own such works of We have ever should come for recovery, taken from the past, the original of such plan would of its accomplishment money to the people possible—or if it divisions to which it of little benefit. accumulation, but to be regarded. Despite the simple et and would have

Now we believe tribution can give, making the people money. All people increase present returning this accumulation have immediate embarrassment of speculators would son with the great accustomed. But smallest favors are acknowledged. They by unjust levy, equal from those who equal distribution her all, and those be injured, though aided by receiving drawn from their

Those who have national improvement and wish to back fall will vilify and de distribution. But ber of small potent army, will annihilated by our vor.

We still adhere posed plan for ex on works of Internal section of rank Fe from the masses by the General or mal Improvements inal design of it means, may, for but the result is Public Expenditure ministration of Jol reality perfected,



clared to have taken place on the 10th of January.

The case was called up Tuesday, and the Jury empanelled between 11 and 12 o'clock. Counsel for the defendants F. H. Allen and John Appleton Esqs.—for the Government Edward Kent, Esq. and A. G. Jewett, County Attorney. It was considered a case of extreme aggravation and was attracting considerable notice.—Port. Cour.

From the *Saco Democrat*.

The disposition of the Surplus Revenue, we consider the most important matter which will come before our Legislature the present session. We have in discharge of our duty as conductors of a democratic press, opposed all partial appropriations of money which is the property of the whole.

In the disposal of this fund, the whole mass of our population have an equal interest. Here the rich and the poor meet together, and learn "that however unequal in other respects, they are allowed perfect equality when taxes are assessed on the necessities of life, and those articles which the better conditioned speculate." We wish this measure of equality to be preserved in the final issue. We wish equality in collection to be continued and carried out to perfect equality in distribution.

The projects conceived for lavish expenditure of what the Whigs in times past had the honesty to call the "people's money," are as various as the inventive genius of avarice and self interest can devise—and numerous as the commingling of light and shade. Petitions for outlay will swarm in our Legislative Halls, numerous as the plague of frogs in Egypt, and will prove equally troublesome. The "soul is sick with every day's report" of schemes, wilder than wild land speculations, with which the State is filled.

For the stand we have taken we have received denunciation, alike from Federal opponents and professed democratic exponents—we have been held out by misrepresentation, as opposed to Internal Improvements and every plan which shall advantage and develop the resources of our State. In opposing the appropriation of the Surplus fund to purposes of Internal Improvement, we are not aware of having avowed any degree of hostility to the interests of the State. But we contend that the State should keep aloof—not suffer itself to become partner in any such plans. If individuals see clearly great advantage from running a Railroad from Bangor to Boston we make no objection to their undertaking the work on their own responsibility. We would bid them God speed, and heartily welcome to all the avails which would accrue from such consummation of their desires. We should rejoice at accumulated profits to individuals in our own State from every right source. But when the State is to be taken into partnership, and made to stand backer for individual default, we deem it a duty to the people of the State to enter protest to such proceeding in advance. We have no idea of "a kingdom within a kingdom." We would place no "power behind the throne" which should direct all plans and issues and yet screen itself from observation or responsibility. We oppose all such partnership. Let the State own such works entire or not at all.

We have ever been aware that when the time should come for returning to the people money, taken from their pockets by unrighteous impost, the original and well meaning projectors of such plan would see many lions in the path of its accomplishment. The returning of this money to the people they ever, now seems impossible—or if it could be effected, the minute divisions to which it would attain, would render it of little benefit. They lament the evil of its accumulation, but the remedy seems too simple to be regarded. Like the Leprous King, they despise the simple prescription of Israel's prophet and would find some great thing.

Now we believe all the advantages which distribution can give, would be better attained by making the people the recipients of their own money. All splendid outlay would only increase present embarrassment. But the returning this accumulated hoard to the people must have immediate effect in alleviating general embarrassment. To be sure, the receipts of speculators would appear small in comparison with the great gains to which they have been accustomed. But then with the people the smallest favors are gratefully received and acknowledged. The widow's two mites, taken by unjust levy, equal the amount abstracted from those who contribute from their abundance. Equal distribution would return the poor widow her all, and those better conditioned would not be injured, though they might not be greatly aided by receiving the comparatively small sums drawn from their great accumulations.

Those who favor splendid schemes of Internal Improvement and Light Houses in the skies, and wish to back failing credit by Legislative aid, will vilify and denounce all plans for general distribution. But they will find, that the number of small potato politicians, like the Lilliputian army, will prove too numerous to be annihilated by one blow, from the giant Gulliver.

We still adhere to the opinion that the proposed plan for expending the Surplus funds upon works of Internal Improvement, is the perfection of rask Federalism. Money collected from the masses by impost, whether expended by the General or State Governments in Internal Improvements, carries out in effect the original design of the high Tariff party. The means, may, for appearance sake, be varied, but the result is the same. The design for Public Expenditure attempted under the Administration of John Quincy Adams will be in reality perfected.

## CONGRESS.

Monday, January 23.—In Senate, Mr. Wright made a report against the N. Y. Memorial for the establishment of a National Bank in that city. The bill was then taken up and amended. Mr. Walker commenced a speech, but without concluding gave way to an adjournment.

Tuesday, Jan. 24.—In the Senate no business of interest was transacted. The resolutions relating to the recognition of the independence of Texas were taken up, but further postponed without any action upon them.

In the House, Mr. Cambreleng from the Committee of Ways and Means, asked leave to be discharged from the further consideration of the Memorial in favor of a National Bank at N. Y.—granted. The bill for the admission of Michigan, was then taken up and discussed till the House adjourned.

Monday, Jan. 25.—The Senate was occupied until a late hour with private bills. The land bill was called up and postponed.

In the House, the bill for the admission of Michigan, by the aid of the previous question, ordered to a third reading. It was then read a third time, and was expected to be passed before the adjournment.

[Augusta Age.]

The new Senator from Indiana.—Mr. Smith of Indiana had avowed himself a friend of Mr. Van Buren before General Harrison became prominent as a candidate. He then declared his preference for General Harrison, but did not take ground against Mr. Van Buren as wanting his personal confidence, or objectionable on the score of political principle. We had this from private information. Knowing that Mr. Smith was elected over the opposition candidate, Governor Noble, by the friends of Mr. Van Buren, as a party, and the friends of Mr. Hendricks, on personal account, we stated that Mr. Smith would give the coming administration a fair support, and would not oppose it with a view to overthrow, and the bringing into power of the coalition of all the factions, in the person of their respective leaders. This is the attitude in which we felt authorized to place Mr. Smith, in relation to the administration. In a late letter, addressed to Mr. Wavner, a State Senator of Indiana, he speaks for himself as follows:—

"What course then should I pursue? The answer seems to me to be obvious. It is my duty to render myself as useful as possible to the State; and in order to do this, I should give the administration a fair and honest trial; I should judge of it by its acts, and not take it for granted that it would act wrong. I should give it an independent support in all measures calculated to promote the prosperity of the country, and to accelerate her march to her destined greatness, at the same time watching, with a vigilant and sleepless eye, its movements, opposing with an independent and firm opposition, becoming the representative of a great State, all attempts to enroach on the constitution of the country or the rights of the people."

## STATE OF MAINE.

EXECUTIVE APPOINTMENTS.

County of York.—Israel Chadbourn, Alfred, Sheriff; Elijah Littlefield, Wells, Inspector of Hops.

County of Washington.—Aaron L. Raymond, Machias, Clerk Judicial Courts; Albert G. Lane, Register of Probate, reappointed.

January 26, 1837.

The Retort Direct.—Some time ago, my friend Aminadab paid me a visit from the country. He lives at Rock Hollow, and we frequently reciprocate civilities of the kind. When I visit Aminadab, he was very particular in showing me the products, pigs, poultry, &c. of his well cultivated farm; and when he comes to see me, I endeavor to make his time pass as agreeably as possible, showing him about the city and divers other attentions. At his last visit he wanted to purchase some agricultural books for his boys: so one day I accompanied him to the bookstore of my very particular friend, Mr. A.

Aminadab had on a full suit of home made drab, country manufactured brogans and the identical brown brim that had sheltered his shoulders from sun and storm for full five years. He could not find exactly the books that he wanted and probably was a little troublesome. At least so thought the salesman; a pert young wag, in starch and buckram.

"You are from the country, are you not, sir?" said he impudently.

"Yes."

"Well—here is an Essay on the Rearing of Calves."

"That," said Aminadab, as he turned to leave the store, "thou had better present to thy mother."

Stander.—It is a poor soul that cannot bear slander. No decent man can get along without it; at least none that are actively engaged in the struggle of business life. Have a bad fellow in your employment and discharge him, he goes round and slanders you—let your conduct be such as to create the envy of another, he goes round and slanders you. In fine, as we said before, we would not give a cent for a person that is not slandered—it shows that he is either a misdoer or a fool. No, no; earn a bad name from a bad fellow, (and you can easily do so by correct conduct,) it is the only way to prove that you are entitled to a good one.

Edward L. Osborn has been appointed Postmaster at Fryeburg, Me. vice Judah Dana appointed U. S. Senator.

## STATE OF MAINE.

EXECUTIVE APPOINTMENTS. County of York.—Simeon Strout, jr., Linington, Chairman County Commissioners; William Hammond, Elliott, County Commissioner.

County of Oxford.—Levi Stowell, Dixfield, Register of Probate.

County of Penobscot.—Charles Stetson, Bangor, Clerk of the Judicial Courts; Albert G. Jewett, Bangor, County Attorney, reappointed.

Feb. 2, 1837.

Time for Matrimony.—The Economy of Health by Dr. Johnson, furnishes the following hints on this subject:

The most proper age for entering the holy bands of matrimony has been much discussed, but never settled. I am entitled to my opinion; and although I cannot here give the grounds on which it rests, the reader may take it for granted that I could adduce, were this the proper place, a great number of weighty reasons, both moral & physical, for the dogma which I am going to propound.—The maxim then, which I would inculcate is this—that matrimony should not be contracted before the first year of the Septenniad, on the part of the female, nor before the last year of the same in the case of the male. In other words, the female should be at least twenty-one years of age, and the male twenty-eight years. That there should be seven years difference between the ages of the sexes, at whatever period of life the solemn contract is entered upon, need not be argued, as it is universally admitted. There is a difference of seven years not in the actual duration of life, in the two sexes, but in the stimulus of the constitution, the symmetry of the form and the lineaments of the face. The wear and tear of bringing up a family might alone account for this inequality; but there are other causes inherent in the constitution, and independent of matrimony or celibacy.

In respect to early marriage, as far as it concerns the softer sex, I have to observe that for every year at which the hymenial knot is tied before the age of twenty-one, there will be on an average three years premature decay of the corporal fabric, a considerable abbreviation of the usual range of human existence. It is in vain to point out instances that seem to nullify this calculation. There will be individual exceptions to all general rules. The above will be found a fair average estimate.

On the moral consequences of too early marriages it is not my intention to dilate; though I could adduce many strong arguments against, and very few in favor of the practice. It has been said that "matrimony may have miseries; but celibacy has no pleasures." As far as too early marriages is concerned, the adage ought to run thus—"marriages must have miseries, though celibacy may have no pleasures."

The choice of a wife or a husband is rather foreign to my subject, and has occupied much abler pens than mine to little advantage. My own opinion is, that were the whole of the adult population registered as they come of age, and each person male and female drew a name out of the urn, and thus rendered matrimony a complete lottery, the sum total of happiness, misery or content, would be nearly the same, as upon the present principle of selection. This, at first sight, will appear a most startling proposition; but the closer we examine it, the less extravagant it will be found.

A merciful Juryman.—A jury in Ireland having acquitted a murderer in the face of positive evidence of his crime, the counsel for the prosecution, curious to know the reason, addressed himself to one of the twelve, who he was informed had stood out for "not guilty."—"Arrah, Mr. Lawyer," was the reply, "do ye think I'd be after hanging the last life in my lease?"

The following toast was given at Providence on the late celebration of the anniversary of the Battle of New Orleans, by Mr. Charles T. Jones:—

"The long-winded representative from Virginia—a living proof that a man can be wise without wisdom."

Correspondence of the Eastern Argus.

Augusta, Jan. 27, 1837.

Dear Sir—Nothing of importance is doing in the Senate this morning. A few petitions have come up from the House, and been referred to the proper Committees.

In the House the bill for the removal of the seat of Government was yesterday referred to a Committee of one from each County. That Committee have not yet reported. I am informed, however, that a new bill will be reported by them, altering the time for the action of the people from March and April to September. It will not vary much in other respects from the former bill which passed to be engrossed in both branches.

P. S. Since writing the above, the new bill has been reported and twice read, and tomorrow at ten o'clock assigned for a third reading.

## GREAT PUBLIC MEETING

We publish in another column, the proceedings of one of the largest meetings ever convened in this city. The City Hall was as full as it could well be packed, and it is estimated that between eight hundred and a thousand persons were present. The meeting was addressed by Messrs. Meguire, Hardley, Greene, Blanchard, and Holden, and the resolutions were adopted with great unanimity. We hope the owners of the flour now in this market will be wise enough to profit by the exhibition of feeling which their extortionate demands have already called forth.

The Handsome Thing.—A salute of ONE HUNDRED AND FORTY GUNS was fired in Baltimore in honor of the passage of the Expunging Resolutions—25 for Mr. Benton, and five for each of the other Senators who voted for his resolutions. After which a salute of 10 guns was fired in honor of the Legislature of Ohio, in consequence of their having EXPUNGED Mr. SOLITUDE EWING from the U. S. Senate.—[East. Argus.]

We learn from the N. Y. Evening Post that Gen. Scott has been honorably acquitted. The Court have exonerated him from all censure, and decided that the "failure of the campaign is attributable to causes over which he had no control."—Age.

A letter from Augusta, dated Feb. 1, says:—"The Senate have this day referred the Seat of Government Bill, to the next Legislature, by a vote of 17 to 8."—Argus.

The Circuit Court at Washington, in the case of Henry White, have decided that the verdict of guilty shall remain undisturbed. In the case of Richard H. White, the verdict of not guilty on account of the limitation law, is to be set aside, and a new trial will be had. The former has been sentenced to the State Prison for ten years.

## MARRIED.

In Belfast, Capt. Philip Eastman to Miss Charlotte Campbell, both of Belfast.

Ann Harding, Capt. Nathan Hopkins to Miss Mary Ann Harding.

## DIED.

In this town, on Friday last, Mr. Moses Dudley.

Money Wanted!!

ALL persons indebted to the subscriber, whose bills are of small amount, are respectfully requested to PAY THE SAME IMMEDIATELY, or make them longer, and much oblige.

W. E. GOODNOW.

On the 26th of January, 1837.

P. S. Bark will be very thankfully received on the account of LARGES BILLS and notes now due.

To the Hon. Senate and House of Representatives, in Legislature assembled.

THE undersigned, inhabitants of Newry and of the unincorporated places called Andover-Surplus West, and Letter A No. 2, in the County of Oxford, would respectfully represent that the inhabitants of said Andover-Surplus West, and Letter A No. 2, have been for a long time and now are laboring under many and great disadvantages, in consequence of their not belonging to some incorporated town.—That, in their opinion, they would be benefited by being incorporated into a town, and that the local situation of the present settlements upon the said tract of land is such as to make their annexation to the said town of Newry both convenient and expedient.—Wherefore your petitioners pray your honorable body will annex to the said town of Newry so much of said Andover-Surplus West, and Letter A No. 2, as lies west and south of the following described lines viz: Beginning at the corner of Andover and said Surplus and Newry line, and thence running North 13 deg. West to the division line between the Ranges 9 & 10, about three and half miles; thence North 71 degrees West to the line of said Letter A No. 2; thence North 68 degrees West seven hundred rods to Letter A No. 1, and thence South 2 degrees West to the corner of said Letter A No. 1, and said Newry, with all the rights, privileges and immunities of inhabitants, and as in duty bound will ever pray.

(Signed) JONATHAN BARTLETT, and 45 others.

## STATE OF MAINE.

In SENATE, January 25th, 1837.

On the Petition aforesaid, ordered, That the Petitioners cause an attested copy of their Petition with the Order thereon, to be served on the town Clerk of the town of Newry, on or before the fifteenth day of February next.—Also cause the same to be published in the Oxford Democrat, a newspaper published in Paris in the County of Oxford, three weeks in succession the last publication to be fifteen days at least before the second Monday of March next, that all persons interested, may then and there appear and show cause, (if any they have,) why the prayer of said petition should not be granted.

Read and accepted.

Sent down for concurrence.

J. C. TALBOT, President.

In the House of Representatives, Jan. 25th, 1837.

Read and concurred.

A true Copy.—Attest, WILLIAM THOMPSON, Secretary of the Senate.

## NEW BOOKS.

A N elegant assortment of ALPHAS, just received at the Oxford Bookstore.—Also Tissue Paper, School books, books, Lyman Ball and wife, pumps of said Buckhead, barrels with various other articles, too numerous to particularize.

W. E. GOODNOW.

Paris, Jan. 17, 1837.

THE subscriber hereby gives public notice to all concerned, that he has been duly appointed and taken upon himself the trust of Administrator on the estate of

RICHARD PEABODY,

late of Canton in the County of Oxford, deceased, by giving bond to the law directors.—He therefore requests all persons who are indebted to the said deceased's estate to make immediate payment; and those who have any demands thereon, to exhibit the same to

WILLIAM THOMPSON.

Hartford, Jan. 22, 1837.

Office.—Whereas I am under a contract with the

town of Buckhead to provide for the maintenance of SAMUEL V. LAMB and wife, pumps of said Buckhead, barrels during the current year; and whereas said papers have not yet been provided without my consent, where I have provided all necessary accommodations for their support. This is to bind all persons trusting or not trusting with me, that I will pay no debts of their contracting after this date.

DANIEL FLETCHER.

Buckhead, Feb. 1, 1837.

Sherrin's Sale.

FRANKLIN on Execution, and was previously attached to the original writ, and will be sold at Public Vendue to the highest bidder on Saturday the eighteenth day of February next, at one o'clock P. M., at Lemuel D. Pinner's dwelling house in Madrid, in said County of Oxford, all the right, title and interest that JAMES DUBOIS has to the farm and buildings where he now lives in Number Twenty Second Range in said County of Oxford, unless said Execution is otherwise satisfied.

CALDWELL PRAGER, Deft. Shfr.

Dec. 27, 1836.

JUST added at the Oxford Bookstore.

THE PORTLAND SKETCH BOOK, a New Year's Gift.

Noway, Jan. 12, 1837.

JOHN WOODS,

NEATLY EXECUTED AT THIS

OFFICE.

## Wood & Bark wanted!

SUCH of our subscribers as wish to pay for the Democrat in Wood or Bark, would confer a favor by drawing it soon, as we are very much in need of it.

Jan. 2, 1837.

At a Court of Probate held at Paris, within and for the County of Oxford, on the third day of January in the year of our Lord eighteen hundred and thirty-seven.

ON the petition of Elisha Kyes, Guardian of Luther Pike of Jay, in said County, representing that the personal estate of said Spendorff is not sufficient to pay the just debts, which he owes and charges of Guardianship, by the sum of one hundred dollars and praying for a license to sell and convey the whole of the real estate of said Spendorff, for the payment of said debts and incidental charges, as by a partial sale the residue could be greatly injured.

Ordered, That the petitioner give notice thereof to the heirs of said deceased and to all persons interested in said estate, by causing a copy of this order to be published three weeks successively in the Oxford Democrat printed at Paris, that they may appear at a Probate Court to be held at Paris in said County, on the first Tuesday of March next, at ten o'clock A. M., and show cause, if any they have, why the prayer of said petition should not be granted.

STEPHEN EMERY, Judge.

Copy, Attest—Joseph G. Cole, Register.

THE subscriber hereby gives public notice to all concerned, that he has been duly appointed and taken upon himself the trust of Administrator on the estate of

THOMAS PARTRICK,

late of Porter in the County of Oxford, deceased, by giving bond to the law directors.—He therefore requests all persons who are indebted to the said deceased's estate to make immediate payment; and those who have any demands thereon, to exhibit the same to

BENJAMIN WENTWORTH.

Porter, Jan. 22, 1837.

THE subscriber hereby gives public notice to all concerned, that he has been duly appointed and taken upon himself the trust of Administrator on the estate of

DANIEL BRACKETT,

late of Brownfield, in the County of Oxford, deceased, by giving bond to the law directors.—He therefore requests all persons who are indebted to the said deceased's estate to make immediate payment; and those who have any demands thereon, to exhibit the same to

TIMOTHY GIBSON.

Brownfield, Jan. 22, 1837.

At a Court of Probate held at Paris, within and for the County of Oxford, on the twenty-third day of January in the year of our Lord eighteen hundred and thirty-seven.

SIMEON BUCKNELL, Administrator of the estate of SIMEON BUCKNELL, late of Hiram in said County, deceased, having presented his first account of administration on the estate of said deceased.

Ordered, That the said Administrator give notice to all persons interested by causing a copy of this order to be published three weeks successively in the Oxford Democrat printed at Paris, that they may appear at a Probate Court to be held at Paris in said County, on the first Tuesday of March next, at ten o'clock in the forenoon, and show cause, if any they have, why the same should not be allowed.

STEPHEN EMERY, Judge.

Copy, Attest—Joseph G. Cole, Register.

At a Court of Probate held at Paris, within and for the County of Oxford, on the twenty-third day of January in the year of our Lord eighteen hundred and thirty-seven.

HIRAM CLARK, surviving partner of Cyrus Clark late

of Turner in said County, deceased, having presented his first account of administration of the partnership estate of said deceased.

Ordered, That the said Hiram Clark give notice to all persons interested by causing a copy of this order to be published three weeks successively in the Oxford Democrat printed at Paris, that they may appear at a Probate Court to be held at Paris in said County, on the first Tuesday of March next, at ten o'clock in the forenoon, and show cause, if any they have, why the same should not be allowed.

STEPHEN EMERY, Judge.

Copy, Attest—Joseph G. Cole, Register.

At a Court of Probate held at Paris, within and for the County of Oxford, on the twenty-third day of January in the year of our Lord eighteen hundred and thirty-seven.

ISRAEL WASHBURN, Administrator of the estate of Jonathan Goring late of Livermore in said County, deceased, having presented his first account of administration of the estate of said deceased.

Ordered, That the said Administrator give notice to all persons interested by causing a copy of this order to be published three weeks successively in the Oxford Democrat printed at Paris, that they may appear at a Probate Court to be held at Paris in said County, on the first Tuesday of March next, at ten o'clock in the forenoon, and show cause, if any they have, why the same should not be allowed.

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KASKELL,  
eply 23

'She's a fortune they  
Henry Howel's mother  
while the iron's hot,'